

January 17, 2002

GOVERNMENT AFFAIRS  
COMMITTEE  
REPORT NO. 1

ALL MEMBERS PRESENT. CHAIRMAN DeBENEDETTI PRESENT AS EX-OFFICIO MEMBER.

1. **RESOLVED**, that the following items are hereby received and filed.

- |    |   |      |       |                |
|----|---|------|-------|----------------|
| a. | Item  | Page | -2001 | (Comm. 2E-31)  |
|    | <b>COUNTY EXECUTIVE:</b> Clerk's Office – Personnel Adjustments.<br>(5-0) |      |       |                |
| b. | Item  | Page | -2001 | (Comm. 5E-35)  |
|    | <b>DISTRICT ATTORNEY:</b> Staff Adjustments.<br>(5-0)                     |      |       |                |
| c. | Item  | Page | -2001 | (Comm. 15D-10) |
|    | <b>COUNTY ATTORNEY:</b> Notice of Claim.<br>(5-0)                         |      |       |                |
| d. | Item  | Page | -2001 | (Comm. 16D-1)  |
|    | <b>COUNTY ATTORNEY:</b> Notice of Claims.<br>(5-0)                        |      |       |                |
| e. | Item  | Page | -2001 | (Comm. 17D-9)  |
|    | <b>COUNTY ATTORNEY:</b> Notice of Claim.<br>(5-0)                         |      |       |                |
| f. | Item  | Page | -2001 | (Comm. 17D-47) |
|    | <b>COUNTY ATTORNEY:</b> Notice of Claims.<br>(5-0)                        |      |       |                |
| g. | Item  | Page | -2001 | (Comm. 18D-4)  |
|    | <b>COUNTY ATTORNEY:</b> Notice of Claim.<br>(5-0)                         |      |       |                |
| h. | Item  | Page | -2001 | (Comm. 18D-5)  |
|    | <b>COUNTY ATTORNEY:</b> Notice of Claim.<br>(5-0)                         |      |       |                |
| i. | Item  | Page | -2001 | (Comm. 18E-20) |
|    | <b>COUNTY EXECUTIVE:</b> Health – Personnel Adjustments.<br>(5-0)         |      |       |                |
| j. | Item  | Page | -2001 | (Comm. 20D-9)  |
|    | <b>COUNTY ATTORNEY:</b> Notice of Claims.<br>(5-0)                        |      |       |                |

k. Item Page -2001 (Comm. 25D-3)  
**COUNTY ATTORNEY:** Notice of Claims.  
 (5-0)

l. Item Page -2001 (Comm. 25D-4)  
**COUNTY ATTORNEY:** Notice of Claim.  
 (5-0)

m. Item Page -2002 (Comm. 1D-7)  
**COUNTY ATTORNEY:** Notice of Claims.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

2. Item Page -2001 (Comm. 17E-9)  
**COUNTY EXECUTIVE**

RESOLVED, that the Government Affairs Committee does hereby recommend that the full Legislature confirm the appointment of Paul A. Atkinson of Consumer Credit Counseling Services of Buffalo, Inc., 3980 Sheridan Drive, Suite 308, Amherst, New York 14226 as a Member of the Erie County Consumer Protection Committee for a term to expire December 31, 2002.  
 (5-0)

3. Item Page -2001 (Comm. 25E-22)  
**COUNTY EXECUTIVE**

WHEREAS, the United States Environmental Protection Agency-Great Lakes National Program Office (USEPA-GLNPO) requested a proposal from the Erie County Department of Environment and Planning (DEP) and has agreed to provide Erie County with \$45,000 in Federal assistance to implement *PBT Reduction through Environmentally Preferable Purchasing*; and

WHEREAS, it is necessary for DEP to enter into an agreement with the USEPA-GLNPO to accept the grant resources and implement *PBT Reduction through Environmentally Preferable Purchasing*;

NOW, THEREFORE BE IT

RESOLVED, that the unanticipated Federal revenue from the *PBT Reduction through Environmentally Preferable Purchasing* is hereby established in the grant fund as follows:

<u>ACT</u>	<u>DESCRIPTION</u>	<u>BUDGET</u>
800	Salaries	\$30,400
805	Fringe Benefits	8,515
826	Other	3,585
933	Lab & Technical Equipment	<u>2,500</u>
	Total Expenditures	\$45,000

and be it further

RESOLVED, that the following full time position be created in the Department of Environment and Planning that will be funded from the newly established budget for the USEPA-GLNPO grant:

Junior Environmental Education Specialist (JG 7);

and be it further

RESOLVED, that a certified copy of this resolution be sent to the Director of Budget, Management and Finance; the Commissioner of Personnel; Laurence K. Rubin, Commissioner of Environment and Planning; Michael Raab, Deputy Commissioner of Environment and Planning; the County Comptroller; and the County Attorney.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

4. Item Page -2001 (Comm. 25E-24)

**COUNTY EXECUTIVE**

WHEREAS, both the United States Environmental Protection Agency (USEPA) and the NYS Department of Economic Development, Empire State Development's Environmental Management Investment Group (EMIG) provide grant assistance to municipalities and not-for-profit corporations to implement projects to increase waste recycling; and

WHEREAS, the Department of Environment and Planning provides technical assistance to municipalities and businesses to help address their waste management needs; and

WHEREAS, construction and demolition waste was identified as a targeted waste stream by the Town of Amherst, the Northwest Communities Solid Waste Management Board, and the Northeast Southtowns Solid Waste Management Board in their New York State approved Solid Waste Management Plans; and

WHEREAS, on November 4, 1999, this Legislative Body passed a resolution (Comm. 19E-28) authorizing the County Executive to enter into the necessary agreement with USEPA to accept \$36,250 in grant resources to support a solid waste management assistance project and assist municipalities in developing markets for construction and demolition waste; and

WHEREAS, on April 6, 2000, this Legislative Body passed a resolution (Comm. 6E-28) authorizing the County Executive to enter into the necessary agreement with the NYS Department of Economic Development, Empire State Development's Environmental Management Investment Group (EMIG) to accept a \$70,000 grant to continue and expand the County Solid Waste Management Assistance Project; and

WHEREAS, on July 13, 2001, this Legislative Body passed a resolution (Comm. 15E-15) authorizing the County Executive to enter into the necessary agreement with USEPA to accept an additional \$29,900 in grant resources to continue to expand the Solid Waste Management Assistance Project and specifically develop a City of Buffalo Deconstruction Pilot program; and

WHEREAS, the use of the Buffalo Architectural Salvage Committee of the Allentown Association, Inc., to implement the City of Buffalo Deconstruction project will provide the technical expertise necessary to determine whether buildings scheduled for demolition have architectural significance and are appropriate candidates for deconstruction; and

WHEREAS, the final combination of these three grants into one grant effort has resulted in the necessity to revise the overall grant budget (SFG #362) to best meet the anticipated future needs of the specific State and Federal grant workplans; and

WHEREAS, on June 21, 2001, this Legislative Body passed a resolution (Comm. 13E-16) allocating funding for a Senior Account clerk of which 50% was designated to come from the Solid Waste Management Assistance Project (SFG #362) which will require a transfer of \$12,297 from Personnel and Fringes to Interfund account.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into the necessary agreements (not to exceed \$2,000) with the Buffalo Architectural Salvage Committee of the Allentown Association, Inc., who will provide the technical expertise to determine whether the buildings scheduled for demolition have architectural significance and are appropriate candidates for deconstruction, and be it further

RESOLVED, that the grant budget for the Solid Waste Management Assistance Project (SFG #362) will be revised to include the recently appropriated funds as follows:

<u>Account</u>	<u>Description</u>	<u>Current Budget</u>	<u>Revisions</u>	<u>Revised Budget</u>
800	Salaries	\$ 91,193	(\$9,838)	\$ 81,355
805	Fringe Benefits	23,475	(2,459)	21,016
810	Office Supplies	1,700	(1,000)	700
824	Travel & Mileage	300	0	300
825	Out of Area Travel	2,000	1,200	3,200
826	Other Expenses	4,248	(1,200)	3,048
830	Contractural Services	6,500	2,000	8,500
880	Interfund	4,607	12,297	16,904
932	Furniture/Fixture	127	0	127
933	Lab & Tech	<u>2,000</u>	<u>(1,000)</u>	<u>1,000</u>
	TOTAL	\$136,150	0	\$136,150

and be it further

RESOLVED, that the following position is hereby deleted from the Department of Environment and Planning Solid Waste Management Assistance Grant Budget (SFG #362):

Environmentalist -Energy Conservation (RPT) (JG 9)

and be it further

RESOLVED, that the following position is hereby created in the Department of Environment and Planning and will be funded from the Solid Waste Management Assistance Grant Budget (SFG #362):

## Assistant Solid Waste Recycling Specialist (JG 9)

and be it further

RESOLVED, that certified copies of this resolution be sent to the Director of Budget, Management and Finance; the Commissioner of Personnel; Laurence K. Rubin, Commissioner of Environment and Planning; Michael Raab, Deputy Commissioner of Environment and Planning; the County Comptroller; and the County Attorney.  
(6-0) Chairman DeBenedetti present as Ex-Officio Member.

5.	Item	Page	-2001	<b>AS AMENDED</b> (Comm. 25E-25)
	<b>COUNTY EXECUTIVE</b>			

WHEREAS, the Federal Highway Administration (FHWA) has provided the New York State Department of Transportation (NYSDOT) with funds for the purpose of implementing the Congestion Mitigation and Air Quality (CMAQ) Improvement Program; and

WHEREAS, the Niagara Frontier has qualified for CMAQ program funds as a result of being in non-attainment of Federal air quality standards; and

WHEREAS, NYSDOT has entered into agreement with Erie County to administer the allocated \$376,000 in CMAQ program funds; and

WHEREAS, a resolution (Comm. 6E-21) passed April 13, 2000, provided the necessary authorization to accept CMAQ funding; and

WHEREAS, NYSDOT will enter into agreement with Erie County to provide an additional \$104,000 from CMAQ Program funding; and

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA), through an agreement with the U.S. Department of Energy Rebuild America Program, has been charged with organizing community based regional partnerships to promote energy-efficient products and services throughout New York State; and

WHEREAS, in April of 2000, NYSERDA accepted Erie County's proposal to serve as the local coordinator and agreed to support the coordinator's position; and

WHEREAS, through Legislative authorization, provided by a resolution (Comm. 6E-21) dated April 13, 2000, the Department of Environment and Planning has accepted this role and successfully coordinated the Rebuild Partnership in Western New York; and

WHEREAS, the realignment of position will enable the County to redirect the existing grant resources to effectively accomplish the original objectives of the grant contract, and enable a current employee to transfer from a grant position where funding is about to expire to a completely funded NYSERDA grant.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute the agreements necessary to accept an additional grant of \$104,000 in funding from NYSDOT to provide site drainage and enhancement to the compressed natural gas fueling station at the Erie County Medical Center, and be further

RESOLVED, that the existing grant-funded regular JG 1 (Environmental Intern) position is deleted and is replaced with a grant funded JG 9 (Environmental Education Specialist) position, and be it further

RESOLVED, that certified copies of this resolution be sent to the Director of Budget, Management and Finance; the Commissioner of Personnel; Laurence K. Rubin, Commissioner of Environment and Planning; Michael Raab, Deputy Commissioner of Environment and Planning; the County Comptroller; and the County Attorney.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

6. Item Page -2002 (Comm. 1E-36)

**COUNTY EXECUTIVE**

WHEREAS, the County Legislature on January 18,2001, approved a contract with Biel's, West Seneca, New York, for the backscanning and indexing of records dating to 1980 which are recorded at the Erie County Clerk's Office, and

WHEREAS, the required work in this project has been completed, and

WHEREAS, the source of funds for this project was a \$1 million appropriation included in the 2000 County Budget; \$116,234 of that amount remaining available, and

WHEREAS, the County Clerk has requested that the contract with Biel's be extended in the additional amount of \$116,234, to permit further electronic conversion of records in the Clerk's Office, under the same terms and conditions as were approved in the January 18,2001 resolution,

NOW, THEREFORE, BE IT

RESOLVED, that the sum of \$116,234 is hereby approved for an extension of the contract between the County and Biel's, as approved by this Legislature on January 18, 2001; the source of said funds being the 2000 Budget (DAC 110915130830) , and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the County Clerk, the County Comptroller, the County Attorney and the Director of Budget, Management and Finance.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

**STEVEN P. McCARVILLE**  
**CHAIRMAN**